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Attorneys For Defendant  
City of Capitola

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

SURF AND SAND, LLC, a  
California Limited Liability  
Company,

Plaintiff,

CITY OF CAPITOLA, and DOES 1  
through 10, Inclusive

Defendants.

CASE NO. C07 05043

Judge: Richard Seeborg

**E-FILING**

COURTROOM: 3, 5<sup>th</sup> Floor  
ACTION FILED: 10/01/07

**STIPULATION EXTENDING TIME FOR  
DEFENDANT CITY OF CAPITOLA TO FILE ITS RESPONSE TO THE  
COMPLAINT**

1 IT IS HEREBY STIPULATED between the parties through their counsel as  
2 follows:

- 3 1. On October 1, 2007, the Complaint in this action was filed and served.  
4 2. City's response is currently due on or before October 23, 2007.  
5 3. The parties hereby stipulate, that City shall have a twenty-day extension of  
6 time, up to and including November 11, 2007, to file its response to Plaintiff's Complaint.

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8 Respectfully Submitted,

9 Dated: 10/15, 2007

Henry E. Heater  
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10  
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14 By: Linda B. Reich  
15 Linda B. Reich  
16 Attorneys for Defendant City of  
17 Capitola

18 Dated: 10/15, 2007

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21 Mark Alpert  
22 Attorneys for Plaintiff Surf and Sand,  
23 LLC  
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